

Last Will and Testament
of
___[Husband's Name]___

I, ___[Name]___, of the County of ___[Name]___, State of California, do hereby make and declare this to be my Last Will and Testament and hereby revoke all former wills and other testamentary dispositions by me made.

FIRST: I am married to ___[Wife's name]___, and all references in this will to "my wife" are to her. I have two children, ___[Name]___, born ___[Date]___, and ___[Name]___ born ___[Date]___. I have no deceased children. My parents, ___[Names]___, live in ___[City]___, California. The terms "my child" and "my children" as used in this will shall include any other children hereafter born to or adopted by me.

SECOND: I confirm to my wife her interest in our community property.

THIRD: I give all my jewelry, clothing, household furniture and furnishings, and other tangible articles of a personal nature, to my wife, and if she does not, to my children who survive me, in equal shares as they shall agree or as my Executor shall in my Executor's discretion determine if my children do not agree.

My Executor shall represent any child under age eighteen (18) in matters relating to any distribution under this Paragraph THIRD, including selection of the assets that shall constitute that child's share, and my Executor may in my Executor's discretion sell for the child's account any part of that child's share. Any property or its proceeds distributable to a child under age eighteen (18) pursuant to this Paragraph THIRD may be delivered without bond to any suitable person with whom he resides or who has the care or control of him.

FOURTH: If my wife survives me for a period of thirty days, I give the remainder of my estate to her. If my wife does not survive me, I give the remainder of my estate to my children who survive me, to be held in trust, to the Trustee or successor Trustee named below, to be administered and distributed as follows:

1. The Trustee shall pay to or apply for the benefit of my children, until the youngest is twenty-one (21) years of age, and including those who are twenty-one or older, as much of the net income and principal of the trust as the Trustee, in the Trustee's discretion, deems necessary for their proper support, care, maintenance, and education. In addition, the Trustee may, if the Trustee deems advisable, apply net income and principal of the trust for the support of the issue and surviving spouse of any deceased child of mine.

Any net income not distributed shall be accumulated and added to principal. In exercising the discretions conferred by this subparagraph, the Trustee may pay more to or apply more for some beneficiaries than others and may make payments to or applications of benefits for one or more beneficiaries to the exclusion of others if the Trustee deems this necessary or appropriate in the light of the circumstances, the size of the trust estate, and the probable future needs of the beneficiaries. Any payment or application of benefits pursuant to this subparagraph shall be charged against the trust estate as a whole rather than against the ultimate distributive share of a beneficiary to whom or for whose benefit the payment is made.

2. When no child of mine is living who is under age twenty-one (21), the Trustee shall divide the trust estate into as many equal shares as there are children of mine then living. The Trustee shall allocate one such equal share to each living child of mine free of trust.

3. No interest in the principal or income of the trust created under this will shall be anticipated, assigned, or encumbered, or subject to any creditor's claim or to legal process, prior to its actual receipt by the beneficiary.

4. To carry out the purposes of the trust created under this will, the Trustee is vested with the following powers:

a. To continue to hold any property and to operate at the risk of the trust estate any business that the Trustee receives or acquires under the trust as long as the Trustee deems advisable;

b. To manage, control, grant options on, sell, convey, exchange, partition, divide, improve, and repair trust property;

c. To lease trust property for reasonable terms and for a reasonable period of time.

d. To borrow money, and to encumber the trust property by deed of trust or mortgage.

e. To carry, at the expense of the trust, insurance of such kinds and in such amounts as the Trustee deems advisable to protect the trust estate and the Trustee against any hazard;

f. To commence or defend such litigation with respect to the trust or any property of the trust estate as the Trustee may deem advisable, at the expense of the trust, and to compromise or otherwise adjust any claims or litigation against or in favor of the trust.

g. To invest the trust estate in every kind of investment which a person of prudence, discretion, and intelligence would acquire for their own account, including

real or personal property, preferred or common stocks, shares of investment trusts, investment companies, mutual funds, and mortgage participations.

h. With respect to securities held in the trust, to have all the rights, powers, and privileges of an owner, including the power to vote, give proxies, and pay assessments; to participate in voting trusts, pooling agreements, foreclosures, reorganizations, consolidations, mergers, liquidations, sales, and leases; and to exercise or sell stock subscription or conversion rights.

i. The determination of all matters with respect to what is principal and income of the trust estate and the apportionment and allocation of receipts and expenses between these accounts shall be governed by the provisions of the California Revised Uniform Principal and Income Act from time to time existing. Any such matter not provided for shall be determined by the Trustee in the Trustee's discretion.

j. In any case in which the Trustee is required, pursuant to the provisions of the trust, to divide any trust property into parts or shares, the Trustee is authorized to make the division and distribution (pro rata or otherwise) in kind, including undivided interests in any property, or partly in kind and partly in money, and for this purpose to make such sales of the trust property as the Trustee may deem necessary on such terms and conditions as the Trustee shall see fit. In making non-pro rata distributions to the beneficiaries under the terms of this Trust, the Trustee shall consider and attempt to equalize, insofar as practicable, the aggregate income tax bases of assets distributed to the various beneficiaries.

k. The Trustee may make payments to a minor or a disabled or incompetent beneficiary by making payments to the guardian or conservator of his person, to any suitable person with whom he resides who has the care of him or to a relative of the beneficiary, or the Trustee may apply payments directly for the beneficiary's benefit. The Trustee may make payments directly to a minor if in the Trustee's judgment the minor is of sufficient age and maturity to spend the money properly.

5. I name my ___[Relationship, i.e., brother and his wife]___, ___[Names]___, to be the Co-Trustees of the trust created under this will. If either of them shall for any reason fail to qualify or cease to act as a Trustee, the other may serve as sole Trustee. No bond shall be required of any person named as the Trustee in this will.

FIFTH: I have purposely made no provision for any other person, whether claiming to be an heir of mine or not, and if any person, whether a beneficiary under this will or not mentioned herein, shall contest this will or object to any of the provisions hereof, I give to such person so contesting or objecting the sum of One Dollar and no more, in lieu of the provisions which I have made or which I might have made herein for such person so contesting or objecting.

SIXTH: I hereby nominate my wife, ___[Name]___, as Executor of this, my Last Will and Testament, to serve without bond. If she should be unable or unwilling to serve, I

nominate and appoint ___[Relationship]___, ___[Name]___, as alternate executor.

1. I authorize my Executor to sell, with or without notice, at either public or private sale, and to lease any property belonging to my estate, subject only to such confirmation of court as may be required by law.

2. I further authorize my Executor either to continue the operation of any business belonging to my estate for such time and in such manner as my Executor may deem advisable and for the best interests of my estate, or to sell or liquidate the business at such time and on such terms as my Executor may deem advisable and for the best interests of my estate. Any Such operation, sale, or liquidation by my Executor, in good faith, shall be at the risk of my estate and without liability on the part of my Executor for any resulting losses.

SEVENTH: If my wife does not survive me and at my death any of my children are minors, I appoint ___[Names]___, of ___[Address]___, together and separately, as guardians of the person and estate of my minor children.

EIGHTH: I request that my remains be cremated and that arrangements be made that my wife and myself to be buried side by side.

I subscribe my name to this will this ___[Date]___th day of ___[Month]___, 20___, at ___[City]___, California.

___[Name]___

Attestation

THE FOREGOING INSTRUMENT, consisting of ___[Number]___ pages, including the page signed by us as witnesses, was on the day it bears date, by the said ___[Name]___, signed and published as and declared to be his Last Will and Testament in the presence of us, who at his request and in his presence and in the presence of each other have subscribed our names as witnesses thereto. We believe that the testator is over age 18, is of sound mind, and is under no constraint or undue influence with regard to the preparation and execution of this will.

We declare under penalty of perjury that the foregoing is true and correct, and that this declaration of was signed on the ___[Date]___th day of ___[Month]___, 20___, at ___[City]___, California.

_____ residing at ___[Address]___
___[Name]___

_____ residing at ___[Address]___
___[Name]___

Last Will and Testament
of
___[Wife's Name]___

I, ___[Name]___, of the County of ___[Name]___, State of California, do hereby make and declare this to be my Last Will and Testament and hereby revoke all former wills and other testamentary dispositions by me made.

FIRST: I am married to ___[Husband's name]___, and all references in this will to "my husband" are to him. I have two children, ___[Name]___, born ___[Date]___, and ___[Name]___ born ___[Date]___. I have no deceased children. My father ___[mother]___ is ___[Name of living parent]___. The terms "my child" and "my children" as used in this will shall include any other children hereafter born to or adopted by me.

SECOND: I confirm to my husband his interest in our community property.

THIRD: I give all my jewelry, clothing, household furniture and furnishings, and other tangible articles of a personal nature, to my husband if he survives me, and if he does not, to my children who survive me, in equal shares as they shall agree or as my Executor shall in my Executor's discretion determine if my children do not agree.

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1. The Trustee shall pay to or apply for the benefit of my children, until the youngest is twenty-one (21) years of age, and including those who are twenty-one or older, as much of the net income and principal of the trust as the Trustee, in the Trustee's discretion, deems necessary for their proper support, care, maintenance, and education. In addition, the Trustee may, if the Trustee deems advisable, apply net income and principal of the trust for the support of the issue and surviving spouse of any deceased child of mine.

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c. To lease trust property for reasonable terms and for a reasonable period of time.

d. To borrow money, and to encumber the trust property by deed of trust or mortgage.

e. To carry, at the expense of the trust, insurance of such kinds and in such amounts as the Trustee deems advisable to protect the trust estate and the Trustee against any hazard;

f. To commence or defend such litigation with respect to the trust or any property of the trust estate as the Trustee may deem advisable, at the expense of the trust, and to compromise or otherwise adjust any claims or litigation against or in favor of the trust.

g. To invest the trust estate in every kind of investment which a person of prudence, discretion, and intelligence would acquire for their own account, including real or personal property, preferred or common stocks, shares of investment trusts,

investment companies, mutual funds, and mortgage participations.

h. With respect to securities held in the trust, to have all the rights, powers, and privileges of an owner, including the power to vote, give proxies, and pay assessments; to participate in voting trusts, pooling agreements, foreclosures, reorganizations, consolidations, mergers, liquidations, sales, and leases; and to exercise or sell stock subscription or conversion rights.

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5. I name my ___[Relationship, i.e., brother-in-law and his wife]___, ___[Names]___, to be the Co-Trustees of the trust created under this will. If either of them shall for any reason fail to qualify or cease to act as a Trustee, the other may serve as sole Trustee. No bond shall be required of any person named as the Trustee in this will.

FIFTH: I have purposely made no provision for any other person, whether claiming to be an heir of mine or not, and if any person, whether a beneficiary under this will or not mentioned herein, shall contest this will or object to any of the provisions hereof, I give to such person so contesting or objecting the sum of One Dollar and no more, in lieu of the provisions which I have made or which I might have made herein for such person so contesting or objecting.

SIXTH: I hereby nominate my husband, ___[Name]___, as Executor of this, my Last Will and Testament, to serve without bond. If he should be unable or unwilling to serve,

I nominate and appoint ___[Name and address]___, as alternate executor.

1. I authorize my Executor to sell, with or without notice, at either public or private sale, and to lease any property belonging to my estate, subject only to such confirmation of court as may be required by law.

2. I further authorize my Executor either to continue the operation of any business belonging to my estate for such time and in such manner as my Executor may deem advisable and for the best interests of my estate, or to sell or liquidate the business at such time and on such terms as my Executor may deem advisable and for the best interests of my estate. Any such operation, sale, or liquidation by my Executor, in good faith, shall be at the risk of my estate and without liability on the part of my Executor for any resulting losses.

SEVENTH: If my wife does not survive me and at my death any of my children are minors, I appoint my ___[Relationship]___, ___[Names]___, of ___[Address]___, California, together and separately, as guardians of the person and estate of my minor children.

EIGHTH: I request that my remains be cremated and that arrangements be made that my husband and myself to be buried side by side.

I subscribe my name to this will this ___[Date]___th day of ___[Month]___, 20___, at ___[City]___, California

___[Name]___

Attestation

THE FOREGOING INSTRUMENT, consisting of ___[Number]___ pages, including the page signed by us as witnesses, was on the day it bears date, by the said ___[Name]___, signed and published as and declared to be her Last Will and Testament in the presence of us, who at her request and in her presence and in the presence of each other have subscribed our names as witnesses thereto. We believe that the testator is over age 18, is of sound mind, and is under no constraint or undue influence with regard to the preparation and execution of this will.

We declare under penalty of perjury that the foregoing is true and correct, and that this declaration of was signed on the ___[Date]___th day of ___[Month]___, 20___, at ___[City]___, California.

_____ residing at ___[Address]___
___[Name]___

_____ residing at ___[Address]___
___[Name]___